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9 IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

10  
11 UNITED STATES OF AMERICA, ) NO. 15 Cr. 582 WHO  
Plaintiff, )  
12 v. ) STIPULATED ADMINISTRATIVE  
MOTION AND ~~PROPOSED~~ ORDER  
13 ADAM SHAFI, ) SEALING COURT DOCUMENTS  
Date: January 20, 2016  
14 Defendant ) Time: 11:00 a.m.  
15

16 PLEASE TAKE NOTICE that on January 20, 2016 at 11:00 a.m., defendant Adam  
17 Shafi will move this Court to seal his Motion for Bail, which was lodged with this Court  
18 under seal on December 11, 2015. [Dkt. 17]. The government has stipulated to the motion  
19 and the parties agree that the motion may be granted pursuant to this stipulated motion  
20 and the declaration of counsel below, and without oral argument.  
21

1 Mr. Shafi seeks an order sealing his motion for bail [Dkt. 17] because the motion  
2 contains sensitive personal identifying information and other sensitive information, which  
3 would normally be redacted pursuant to Fed.R.Crim.P. 49.1, and which could  
4 compromise the safety of people named therein. *See* L.R. 56-1(b). A redacted version of  
5 the motion suitable for public disclosure is attached hereto as Exhibit A. Counsel will  
6 electronically file Exhibit A in the event the Court grants this stipulated motion.

7 **Declaration of Counsel**

8 1. Along with Joshua L. Dratel, I represent Mr. Adam Shafi in the above-  
9 captioned matter and I submit this declaration in support of Mr. Shafi's Stipulated  
10 Administrative Motion to Seal Court Documents. I present the following based on  
11 information and belief.

12 2. Mr. Shafi was arrested on a Complaint July 3, 2015, that alleged an attempt  
13 to provide material support to a foreign terrorist organization in violation of 18 U.S.C. §  
14 2339B. [Dkt. 1]. The Court ordered the matter sealed, [Dkt. 2], and it remained under seal  
15 in its entirety until Mr. Shafi was arraigned on an Indictment December 17, 2015. [Dkt.  
16 18].

17 3. Prior to the unsealing of the matter, counsel for Mr. Shafi filed a Motion for  
18 Bail [Dkt. 17], under seal, in accordance with the Court's sealing order. The motion  
19 contained personal identifying information, names of minors, home addresses of non-  
20 parties, and other information that would have been redacted in a publically-filed  
21 document under Fed.R.Crim.P. 49.1(a), and which could compromise the safety of

1 individuals given the high-profile nature of the prosecution. *See* L.R. 56-1(b). A redacted  
2 version of the Motion for Bail is attached hereto as Exhibit A. *See* L.R. 56-1(c)(2)(C).

3 4. On December 17, 2015, the Court unsealed the matter and inadvertently  
4 unsealed the unredacted Motion for Bail. The Court subsequently resealed the matter  
5 temporarily pending a formal motion to seal.

6 5. Counsel now seeks an order sealing the unredacted Motion for Bail. In  
7 accordance with Local Rule 56-1(d)(3), counsel will file the redacted version of the  
8 Motion for Bail (attached as Exhibit A) by the Electronic Case Filing system.

9 I declare under the penalty of perjury that the foregoing is true and correct to the  
10 best of my knowledge.

11 Executed this 4th day of January, 2016, at Berkeley, California.

12 *s/ Erik B. Levin*

Erik B. Levin

13 SO STIPULATED.

14 DATED: 1/4/16

BRIAN STRETCH

15 Acting United States Attorney

16 *s/ Candace Kelly*

Candace Kelly, Esq.

17 Assistant United States Attorney

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19 DATED: January 5, 2016

20 *Sallie Kim*  
MAGISTRATE JUDGE SALLIE KIM

**Certificate of Service**

I hereby certify that on January 4, 2016, I filed the foregoing **STIPULATED ADMINISTRATIVE MOTION AND [PROPOSED] ORDER SEALING COURT DOCUMENTS** with the Clerk of the United States District Court for the Northern District of California by using the CM/ECF system.

I declare under penalty of perjury that the foregoing is true and correct. Executed on January 4, 2016.

s/Erik B. Levin  
Erik B. Levin, Esq.